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# **Caw-milk lovers fear rule will limit product**

the amount of bacteria in the nonpasteurized dairy item; producers say o
■ New state law curbs ∞standard is hard to mee

dairy standards set to take effect consume raw milk oppose new next month in California that they say could outlaw some of BERKELEY — People who By Michelle Locke ASSOCIATED PRESS

<sub>റ്ര</sub>an outright ban on raw milk, but odry up supplies by setting new Dacteria limits they say are diffiproducers say they think it could cult to meet. The new law does not create

their preferred products.

sumers are fed up with the govof Fresno-based Organic Pastures and they want to be able to make ernment being in their kitchens, milk producers in California. food they want to eat." directly to consumer choice. Conheir independent choices about This is a huge issue, and it goes Dairy Co., the larger of two rawnow," said Mark McAfee, founder

sary for consumer safety. which they maintain are necesbe able to meet the standards, hand, say that producers should State officials, on the other

10 coliforms per milliliter. AB1735, takes effect in January, setting a limit of no more than The new standard, part of

Coliforms are a group of bac-

"There's quite a ruckus right teria commonly found in the en- promoting a stronger immune cause disease. Pasteurization, in are alive. which milk is heated, kills many vironment, most of which do not bacteria, but in raw milk they still

clean and wholesome production partment of Food and Agricul-Lyle, spokesman for the state Deprocess for raw milk," said Steve is indicative of a healthy and "We found that coliform count

product already is tested for dan-gerous bacteria such as E. coli and salmonella. Raw-milk producers say their

milk simply are part of what in their view, more healthful, by ence of other coliforms in the makes their product unique and, They contend that the pres-

of control," McAfee said. in our country which is just out system.

thus year. new law passed quietly earlier raw milk say they were not told about the change until after the Producers and consumers of

adopted the 10-coliform stanraw-milk industry. necessarily spell trouble for the stricter standard say it will not dard, and supporters of the Others states already have

testing showed that raw-milk nia and continues to be legal in standard. producers can meet the new California," said Lyle, adding that "Raw milk is legal in Califor-

more men and 16 more women other plane was landing, with 88 to process.

for almost two years, going to the

"My brother has lived there

bought land and had a threestreet corner for work," Morales restaurant. He said if I wanted to said. "Later, he found a job in a come there for a year, he would family in Chichicastenango, He photographs and money to his He said his older brother sent were left to fend for themselves. bus vouchers to help deportees bagged lunches. Another offered portunities, but otherwise they formation about possible job opget to their far-flung hometowns. here was a table to pick up in-One organization passed out

Sing nearby might have guessed

FROM PAGE I

they were prisoners of some sort.

It has become routine, this

find me work."

his weary compatriots while ad-

Rene Mendez, trying to comfort

daily march of the deported.

"Pass right this way," bellowed

come, muchachos."

envenidos. Good afternoon. Wel-

when he returns.

hering to a tight schedule. "Bi-

surpassed 21,000 by early this

This year, the numbers had

an expedited deportation.

2005, it deported 11,512; in 2006,

ported 7,029 Guatemalans; in

In 2004, the United States de-

it deported 18,305.

for U.S. Immigration and Cus-toms Enforcement, said depor-

Lori Haley, a spokeswoman

zona when border agents picked story concrete house built for him up and put him on track for But he had hardly crossed the infamous Sonoran Desert into Ari-Next, here he was, fresh off Domingo tried to join him. portees are still putting a signifbecause it is difficult to reintegrate them into the economy cials there have argued that desystem more dignified, but offideportee arrival process earlier this year in an effort to make the cant burden on the country legan expanding the scope of its The Guatemalan government

luggage piled in the center of the to call out the numbers of the plane ride, waiting for Mendez his first — albeit involuntary than 3,000 faced jail time in the the United States last year, more And of those deported from

> what I'm going to do now," he "I have to think a lot about

Guatemala. he was 11 years old — that he had no idea what to do in Long Island for so long — since Another man had lived in

a New York accent, declining to give his name. like that," he said in English, with American Embassy is and stuff "I want to know where the

were staying at a Texas detenseparate interviews, sported paint a wall in the middle of the dered them to come out and night, from II p.m. to 3 a.m., tion facility when a guard orforearms. A few days earlier, they splotches of white paint on their Two other men, speaking in

"He just said paint there, and | cated cats who escape from their

FROM PAGE 1

"There's a bacteria paranoia hear of it. at a loss to explain Tatiana's esand conservation. He said he was cape and was "astounded" to the zoo's director of animal care

nina said. ing a blood-covered person, San outside the cafe as she was maul-Francisco police Sgt. Steve Man-Police encountered the tiger

fired numerous shots at the tiger. vene, the tiger turned and headed toward them, and several officers When officers tried to inter-

friend. The survivors were taken ers, 18 and 19, and killed a 23tal with critical injuries. year-old man who was their that the tiger attacked two brothvictims, but KCBS radio reported to San Francisco General Hospi-Officials did not identify the

gressive."

ing the grounds for other victims. the attacks, save for police heliday decorations, was silent after copters and police officers sweep-The zoo, festooned with holi-

hours after the attack. ees huddled near an entrance comment, as did other employthey had been instructed to do in an emergency. They declined to themselves in the gift shop, as Some zoo employees locked

got out," Mannina said or intentional or how the tiger row whether this was negligence "We won't know until tomor-

House for renovations

so much when dealing with Chris Austria, an animal trainer bears at the San Francisco Zoo. Marine World in Vallejo and with who has worked with tigers at predators such as tigers, said Much like indoor domesti-Safety measures can help only

hunger, he said. tack likely had nothing very interested in the world, Austria said. Tue

zoo visitors need to be and fear," he said. "The state is not to be manust like animal trainers The attack also sho "There's a mix of

said, "but accidents will think they do a great "I really support z

ways been very safety-c habitats, they can animals, they're very hai when they're working trol. When they esca and well-trained," he "San Francisco Zoo

Siberian tiger, Tony, near enclosure with the zoo' tran tigers at the west e site, Tatiana shared an Lion House. House. It also has thre According to the zo

noon feeding at the Lio ously injured keeper Lo year after Tatiana, who jan's arm during a regu 350 pounds, attacked The attack occurred

way the tiger cages wer tration later ruled that tion Safety and Health. because of poor training was responsible for that The zoo closed The state division of

the San Francisco Fire not open it until Septen city and tourists coming ment. "We pride oursel our city for all the beaut Francisco," said Lt. Ken "This is a tragic even

Staff writer Matt Krupn

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was one of them. The teenager had been on his way to San Rafael, hoping to slip anonymously into an established pocket of Mayan immigrants living modestly in wealthy Marin County.

Thank God that you're all here, that you're alive!"

The crowd uttered a chorus of thanks for the bureaucrat's glimmer of optimism. Then they had to fill out a form. And soon it was time to move on - an-

ison. Case 5:07-Others 10 who spend 15 years in 1006 And Domingo Algua Morales, 18, were mutilated on the trains galage and have there, said he had temporarily obtained political asylum to live in the United States, but he lost it and was deported last year.

He tried to cross the border and was arrested and deported again.

And yet, every day, they keep coming.

Matt O'Brien traveled to Guatemala on a World Affairs Journalism Fellowship awarded by the International Center for Journalists and sponsored by the Ethics and Excellence in Journalism Foundation.

HPS//koan Sand

FROM PAGE 1

The "sand pirates"/case was different. It was also d by a tug-boat captain, described by attorneys as a blue-collar guy with a knack for putting things together.
This guy is a rough-around-

the-edges waterfront tugboat captain," said assistant attorney general Christopher Ames, "He's not your guy sitting in the office. wearing a tie and having lunch with the Rotary Club." [ ] (a) of The deceit, state lawyers said,

largely was uncovered by Bartoo and his lawyers, Francine Radford and former federal prosecutor Wayne Lamprey, and state prosecutors.

Not only were the companies underreporting the amount of sand they were mining, they were mining outside of the areas permitted by their leases - in effect stealing that sand, prosecutors said.

By calculating royalties in a way that ensured payments to the state remained relatively flat, even during the economic boom of the 1990s, the companies short-changed the state out of millions.

The price of sand went up and up, but the state wasn't sharing in that because of what these companies were doing," Lamprey

Jeffrey Ross, a lawyer for the defendants, said the amount of sand mined outside of lease areas and the amount of alleged underreporting were small. And company officials were led to think that their pricing practices were appropriate after the State Commission audited leases in 2000 and 2001, he said.

"Why didn't that come to light when there was an audit?" he asked.

Ross questioned why Bartoo got such a large share of the settlement, but state lawyers said the irregularities likely would never have come to light without Bartoo's involvement

We probably would not have received dollar one if he didn't do this," Ames said.

Ames, the state's lawyer in

WHISTLE-BLOWER CASES

Tugboat captain Kevin Barton received the second-highest whistle-blower award under the 1988 California False Claims Act. Under a deal approved Dec. 6 in Contra Costa Superior Court, ne will get \$12 million of a \$42.2 million settlement from sand-mining companies.

The only California whistle-blower to collect more was Patrick Stull, a former Bank of America vice president who in 1999 collected \$22 million of a \$187.5 million settlement for bringing forward information that showed the bank was pocketting unclaimed proceeds from bends that should have been returned to state and local governments.

Those two cases amount to more than half of non-Medi-Cal fraud esses.

The state has collected \$325 million in non-Medi-Cal fraud whistle-blowers.

The state has collected \$325 million in non-Medi-Cal fraud whistle-blower cases and at least an additional \$216 million in Medi-Cal fraud whistle-blower total of at least \$543 million. The Medi-Cal fraud figures go back just to settlements reached since 2000, so the actual figure is higher.

Meanwhile, individual whistle-blowers have collected \$55 million from non-Medi-Cal fraud cases and at least an additional \$30 million from Medi-Cal fraud, for a total of more than \$85 million.

charge of prosecuting most whis-tle-blower cases/said that Bartoo's unusually high share of the settlement — 27 percent — was due to his key contributions to

The case involved two sandmining companies, their on-shore affiliates and a global construction-materials powerhouse called Hanson Aggregates that bought the other companies in 1999. Hanson's regional headquarters are in Pleasanton

Bartoo told state officials that companies were underreporting the amount of sand they were taking and therefore probably underpaying royalties.

But other inconsistencies also bothered him. He had heard figures that led him to think the companies' profits were exces-

"If there was that much money in sand, why wasn't there more competition?" he wondered.

At the time, he was unaware of the California False Claims Act, the 1988 state law modeled on a Civil War-era federal law meant to encourage employees to come forward with information when taxpayers are being scammed.

A staff member at the commission told him about the law, and he eventually hired lawyers and spent the next year investigating and documenting the companies' actions.

The risk that these guys take and the heat they take as whistle-blowers is no small thing.

In at least one case, Hanson corrected the sand-mining practices of the companies it bought before Bartoo's allegations came to light, suggesting that officials knew the conduct was wrong and fixed the problem.

Bartoo said he and others routinely mined in areas that were not leased to the companies because their supervisors told them to and the employees were unaware of lease boundaries

"Our mining was strictly driven by quality of material," Bartoo said. "As far as we knew, it was all fair game,'

But after it bought the other companies, Hanson required the crews to stay within lease bound-

Meanwhile, court papers show that Hanson continued calculating royalties in a manner that lowered payments to the state until 2004, after the lawsuit was filed.

Court papers say that since the early 1990s, one of the companies began selling sand at one price to on-shore affiliates, which would then sell the sand to customers at a higher price, in some cases for more than three times as much.

The companies used the lower figures to calculate royalty payments, depriving the state of significant revenue.

The companies also structured the price of sand sold directly to third parties to include a line-item for the sand itself, with other charges such as transportation added on.

But the companies only used the line-item for sand to calculate royalty payments.

"The effect of these changes was to reduce the royalties paid to the state, although the total amounts invoiced to the customers increased," Contra Costa Superior Court Judge Terence Bruiniers ruled last year in the first of what was to be two trials.

Bruiniers' order was mixed, endorsing neither the state's nor the companies' interpretation of the leases. But he did rule that the companies' pricing structures were unreasonable.

Bartoo said he has no specific plans for the money he will receive. He does not even sound excited about his pending wealth.

Instead, he comes across as weary and philosophical. Years of frustrating litigation and the sometimes-hostile reactions from co-workers wore on him. Bartoo, who grew up in the Oakland hills dreaming about working on the Bay, said he is more interested in owning his time than anything

"The overall experience to me was disillusioning," he said.

Though no longer employed MEGA MII directly by Hanson, Bartoo has Tuesday De been doing the same work for a contractor.

"Being a whistle-blower is not easy, but it is one of the few effective remedies available to ordinary citizens for stemming cor-porate greed," he said.

His advice for would-be whistle-blowers?

"Be certain you're right, and be certain it's egregious? he said. "You have to maintain the high ground, and you better have maintained it all your life. ... I'm convinced you can't do it for the money. You have to do it because it's right."

Mike Taugher covers natural resources. Reach him at 925-943-8257 or mtaugher@bayareanewsgroup.com.

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000	COMPLAINT DV A DDIGONDON OF THUM A 42 USC \$ 1218	
B.B.	Name NEISON RAYMOND JSWFD =	
S)	(Last) (First) (Initial)	.
a	Prisoner Number Doge, Louis Colorago - NOB 383 / Day Col ADV-	J. (
2	Institutional Address (7 (C) Awon (D)	
3	Campforts Pound P Elics DUBLIN & Dry a Sin Com	ALX 496)
The state of the s	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA	
Ze	RAYMOND "ASWEDE" NELSON) July Treval	
25	(Enter the full name of plaintiff in this action.)  DA WIND CATTERS DRILLING-MIMILE-RAW CLASS ACTION  TO NOTE THE SECOND OF THE	
2 71	Leaver Pouce Det / Davier Court DCK-UB Cold CSC #1277 Court)	
S 3	DOO'S 1-5 HAMEDIA BOARD of SUPERSONS CIVIL RIGHTS ACT	arn County
2 13	District Arrows of Research Course Title 42 U.S.C § 1983 912132	
(3) NA	(Ehrer the rull name of the detendant(s) in this action)  TRO INUNTIONS of horoconexe	
20 3	LAND ROUTER USA day the CARSINE CDC H20549-HENDERSON	*
3/1	[All questions on this complaint form must be answered in order for your action to proceed]	
(2) 18	Sets HAMEDA Co SO PUMMED I AHEN  Note: You must exhaust your administrative remedies before your claim can go	
19	Death Bour will dismiss any unexhausted claims.]	M
\$20	WASTED TEMPET LA Contener LAW LIBRORAN SANTA RITE AHREN LOI	CHE
\$20 \$21 \$21 \$22 \$22 \$22	Mo WRITS REABEAS CORPUS South Johnson Don't Want Gongal Parties  Is there a grievance procedure in this institution?	Cootto Killed"
\$22 \$22	YES ( NO ( ) But not Meanus-FULL'S no Doe Process	Acoes to
E 253	C. Did you present the facts in your complaint for review through the grievance	5
124 10 ±	procedure? TES TEA ON PORE, Without HEADING (Leavel) & O.S.	ed WRITS
R 325	YES NO() NRE US SUPERIES ROBLES, PATRIOT HER	oler Aules)
67	D. If your answer is YES, list the appeal number and the date and result of the	
27	appeal at each level of review. If you did not pursue a certain level of appeal,	
28	explain why.	
	COMPLAINT (contract)	

335		Case 5:07-cv-06305-JW Document 5 Filed 01/18/2008 Page 7 of 43
1, 1		This petition concerns:
83 E		A conviction Parole
E 18	į	☐ A sentence ☐ Credits
9 4		☐ Jail or prison conditions ☐ Prison discipline
9 5		Other (specify):
G 6	1.	Your name: DOWGLOS (@ Calif) RAYMOND (@ Colorence) "SWEDE" WELSON
<b>3</b> 2	2.	Where are you incarcerated? GUANYOFAR BAY-CUBAN COSTAN GARES NEWROS
3	6	Why are you in custody? Criminal Conviction Civil Commitment
7		Answer subdivisions a. through i. to the best of your ability.
7/10	6	a. State reason for civil commitment or, if criminal conviction, state nature of offense and enhancements (for example, "robbery with
	1211	use of a deadly weapon"). Thurse of They had DERS (NB) BY CITY & South and Santos the
-81 /	776	By George Chows HIHON-M-M-TUVALE 9 For Rocker Break 11 Com-
3	Sol	b. Penal or other code sections: \( \( \lambda \) \( \lamb
9 6		c. Name and location of sentencing or committing court: #RENED Schumenencese- Geo Bush Fanded Stratef Carf
17 19	1	SUPPORTAR PONEL BOYCO CHES LOSTED PARE SPORT POR STATES
28	B	d. Case number: DOB383 /aka ARX 866 /aka H143 366
10		e. Date convicted or committed: 19 Hub-NOBAL = PLEA 24 Sex 45 Sanuales Since Bact 411
10 10		f. Date sentenced: 25 Paro7; Commer, Since Box #
19-152 K	}	g. Length of sentence: 9 manths = 6 manths = 5 horry Parcele @ 9 days (Wow defaulted)
300	1	h. When do you expect to be released? No lastice No Peace.
10 20	- 1	i. Were you represented by counsel in the trial court? Yes.  No. If yes, state the attorney's name and address:
ا کے		Fro Se
2º	j	
2	34	What was the LAST plea you entered? (check one)
29	١	Not guilty Guilty Nolo Contendere Other: No Not Guilty Nolo Contendere Other: Not Stande - Calebra \$1970 = No Course
$\beta$	5	If you pleaded not guilty, what kind of trial did you have?
Æ		Jary Judge without a jury Submitted on transcript Awaiting trial IN SHAM Folding West Pengineral Tokenton
27	' <b>!</b>	Shake Down
28		Averted Die Wa 2000 ON Cash lang Was I die Pat
£9	N	PETITION FOR WRIT OF HABEAS CORPUS PETITION FOR WRIT OF HABEAS CORPUS
20	1	

\* Clear List

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Bank California (00114).

Detail | Address | History | Stop Payments | Overdraft/NSF Fees | Check Orders

WALKUT CREEK, CA 94596 & Chico

**Checking/Savings Account History** 

Banker Toolbox

Tax Responsible Customer **Additional Customers** Account SSN Ledger Balance Available Balance

**DOUGLAS R NELSON** Sole Own

None

3-8335 \$15,562.14 \$1,259.57

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Date	Description	lmage Available	Check Number	Amount	Balance
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			(pending)	as f	
04/18/07	Checkcard Activity	No		8.85	
···			(pending)		· · · · · · · · · · · · · · · · · · ·
04/18/07	Atm/pos Activity	No		22.30	
			(pending)		
04/18/07	Checkcard Activity	No	•	16.59	
· · · · · · · · · · · · · · · · · · ·		<del> </del>	(pending)		
04/18/07	Atm/pos Activity	No		+ 16.59	
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04/18/07	Atm/pos Activity	No		16.59	127
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04/17/07	Pos Purchase - Arco Paypoint Arco Pa	No		29,38	155627
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04/17/07	Pos Purchase - Arco Paypoint Arco Pa	No	<del></del>	38.29	15626,93
04/17/07	Pos Purchase - Tractor Supply Tractor	No	,	71.86	15665.22
04/17/07	Pos Purchase - Cns Toys R Us Cns Toy	No	·	117.93	· · · · · · · · · · · · · · · · · · ·
04/17/07	Pos Purchase - Cns Toys R Us Cns Toy	No	·	139.41	15855.01
04/17/07	Pos Purchase - Tractor Supply Tractor	No		141.82	15994.42
04/17/07	Pos Purchase - Sy8 Pacsun Sy8 Pac	No		194.66	16136.24
04/17/07	Non-wells Fargo Atm Transaction Fee	No		2.00	16330.90
04/17/07	Atm Withdrawal - 15430 Hwy 99 N.center	No -		204.95	16332.90
04/17/07	Withdrawal Made In A Branch/store	Yes	9629	2500.00	16537.85
04/17/07	Non-wf Atm Bal Inquiry Fee - 04/17 Mach	No		1.50	19037.85
04/16/07	Pos Purchase - Taco Bell #0025taco Be	No		4.67	19039.35
04/16/07	Pos Purchase - 7-eleven 7-eleve	No		5.95	19044.02
04/16/07	Pos Purchase - Kfc #l025025 Kfc #l0	No		6.57	19049.97
04/16/07	Pos Purchase - Davis Ace Lbr &davis A	No		31.18	19056.54
04/16/07	Pos Purchase - Davis Ace Lbr &davis A	No	garante a substituti na raman manahaman a la la	33.37	19087.72
04/16/07	Pos Purchase - 7-eleven 7-eleve	No		40.00	19121.09

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		`	GRIEVA	NCE TRACKING NUMBE	R: - 0/G	-51400
NINMATE:	Nelson, Douglas	_ PFN: _	ARX006	HOUSING UNIT LOCA	TION:	1F07
~	DENIED.	w	ITHDRAWN:	RESOLVED: XX	REFERRE	
GRIEVANCE IS	enied, give reason for denial. If	affirmed, s	tate what cor	rective action will be taken	(if applie	able):
These findings Throm Santa Rita	are based on a review of your a Jail Staff. In your grievance, y	grievance ou made	e dated Sept the following	ember 22, 2007, and info	ormation (	
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morning, exchange of the morning of	e Unit contacted the mailroom of plastic insurance card. U. S. ading weekends and holidays. It may be returned to the sender and your guidelines, your mail will be designed.	. man is p Bulk pac our PFN, le materia ou will rec elivered to	kages are also it will be retall or statione eive a Return o you within	so dropped off daily by U urned to the sender, unop ry items, the mail / pack Receipt Notice. As long 24 hours of Santa Rita rec	J.P.S., Federed. If tage with as your naceiving it.	edEx, and your mail its entire nail meets
15 The Grievance proof from your grievance	the Unit suggests that if you need our insurer. I do Tues 10 ce is DENIED. I HA	of proof  of pro	of insurance  to total  There  There  There  There  There	for your court proceeding  PARCHAMAD TO OPPOS  Check Cata  PLA BAND  AUTAD 52 cand  The all AAA  The Appeal From	Pack of Constitution	a letter of  Notice  New Personal
Investigating Inmate's Sign Do you wish		19501 11591	J. AN PH DNOSE D MATE Shauth Serger	Refused to Answer	Date:	10/2/07 10/707
Appeal Offic	ffirmation or denial: (If different fr	om above)	Recommend	dation: Concur	Date:	10/23/07
J ML52 (Rev.01/0	1/05) BES/jrj		ENTERE	D OCT 2 4 2007		· · · · · · · · · · · · · · · · · · ·

Case 5:07 0406305-JW Document 5 Filed 81/18/2008 (19)

You have ( icide) County / MAIG So. Date of Signature Signature of Inmate Patient PINK: Health Services File ALAMEDA SHERIPF/CA ORIGINAL: Accounting CANARY: Inmate/Patient

Western Union

S02F08

18

11/9/2007 5:21:36 AM

CANTEEN CORPORATION SANTA RITA JAIL (MONDAY) Pick List

Name: DOUGLAS NELSON

v. Date: 11/09/2007 Id: arx006

Module: S02F08

Invoice: 4949556

Confirm #: f77fe5da

rans Id: VXHE1DF3F287 From: MIKE GUZMAN

6				:========		
<i>l</i> 7	Qty	Item		Code #	Price	Amount
==4= 8 9	1 1 2	ORDER ASSEMBLY F MEGA PACK MEAT & CHEESE PA 4		0000 9103 9104	\$1.25 \$21.00 \$13.00	\$1.25 \$21.00 \$26.00
	]	Previous B New B	alance:	\$48.25 \$0.00	Base Sale: Debitek: Tax: Total:	\$48.25 \$0.00 \$0.00 \$48.25
	71 – – – .	<del></del> : - : - :			•	

WHEN ORDERING THE BLUE RAZOR THE NEW CODE FOR THIS ITEM IS 8366. PLEASE USE THIS NUBMER.

SO2F08

Rame: DOI
Inv. Date: 11
Id: AR Name: DOUGLAS NELSON

Date: 11/09/2007

Id: ARX006

Module: S02F08

SANTA RITA JAIL (FRIDAY) Pick List

> Invoice: 4949816 Serial #: 000138

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Qty	Item 	Code #	Price	Amount
0 5	BK OF STAMPS (10PK)	6120	======================================	
	ENV (5 PK) STAMPED LEGAL	6122		\$12.50
3 3 7 3 7 1	TUNA POUCH 30Z√	4114	\$1.73	\$5.19
3	OYSTERS	4433	\$2.78	\$8.34
1	MAYONNAISE SQUEEZE	4127	\$1.93	\$1.93
5	HONEY BUNS 6.0Z	4122	\$1.10	\$5.50
5	BEAR CLAW 40Z	4143	\$1.10	\$5.50
2	HANKERCHIEFS (3)	8179	\$2.85	\$5.70
2	BALL POINT PEN 14	6004	\$0.70	\$1.40
2	JOLLY RANCHER 40Z	1117	\$1.35	\$2.70
2	RED VINE LICORICE	1125	\$1.00	\$2.00
5	MILKY WAY DARK	1104	\$0.90	\$4.50
2	STARBURST FRUIT CHEW	1155	\$0.90	\$1.80
3	NESTLE CRUNCH	1109	\$0.90	\$2.70
2	HERSHEY W/ALMONDS	1108	\$0.90	\$1.80
2	LIFESAVERS FIVE 18	1129	\$0.60	\$1.20
49		600 55	3	
	Previous Balance:	\$300.55	Base Sale:	\$83.26
	New Balance:	\$216.70	Debitek:	\$0.00
			Tax:	\$0.59
			Total:	\$83.85
mature			1	

Qty Item

Code # Reason

1 TABLET 5X8

6128 DISCONTINUED

Filed 01/18/2008 Page 13 of 43 CONTINUES NELSON-WOM VE PEOPLE CANTICOLORADO in Kom 180 Acce MASE GROUND#4, Denial of Pro-Pie Acres to LAW LIBRACY 1 6.3.9) & CONSTITUTIONAL RIGHTS, UPON COURT ORDER 2 GEANTING FACRATA MOTION, & Notice Verbal 3 134 Aug/14 TAAUS & Weitten 204 Aug To INMATE SERVICE'S DEPUTY BOXD, NIGHT AUS 4 DOPUTY BOXD VENTILED PRO-POR SYATUS 5 Charles C. PILUMMER, Pace OFFERSTED Duces & Robel Romow ME 1500 6 7 The ASSET of BRICK & FNOVETAR, BROWSING 8 LAW LIBRARY 7 MAY ROOK. 9 63.6) In VIOLATION OF THE COURTE LAW LIBEARY", LONGSTUTIONSE RIGHTS, of BORNOS VESNYH 430 US&M. 10 Weits of HABREAS CORPUS are Denied By CONTENERE 11 Megal Research Associations V PC 3182/ 115425183 12 FUETHER CONTINOUS / CXUMPATIVE PREDSUDICE 13 GROUND #5, Derial of TRAPH in ENDENCE on Cases at BAR 14 Wherein, OPD was Vehicle #5, & CAUSATOR 15 OF FIERIFICE WHOUSED CRASH. 16 ASTER, Bung SPIN-DUT WITHOUT AUTHORIZATIO CVC & 21651 Top WRONG WAY & GBI, COC \$ 10851. 17 HE FIED the Scene of 5 and Pile-UP 18 West on Hwy 580 exited a Re-Entered BAST 19 BOUND to SUPPLISE DOR CHRANAGE & POONE 20 TRAPPED in BURNE Vehicles, 220 Jan 06 21 NCIC 9370, 130am ChP Levandusk (P319 & 2 LINES 25-32 OPD MOLONK 48553P/CAR 4018259 22 353 east of 384 Ave Over Commer 23 24 Appred & Ver Fred Woodas Swede Cayand Reloca 25 26 27 28 Hage Toll POTITION WRIT OF HARMES CORPUS ATTET nelson @ Yakoo Rock A Fellac

Document 5

Case 5:07-cv-06305-JW

Case 5:07-cv-06305-JW Document 5 Filed 01/18/2008 Page 14 of 43 344-1142-391 CONTINUES NELSON ANDM VE PEOPLE CALIF/ COLORADO in Kom 180 Acres GROWNO #3 FALSE CRIME REPORT, BAD "FRANCIEM + Check 1 62 DITHE CHECK WAS PROPERSORY MOTE NOT DEMAND DEPOSIT. COMPLAINTANT WAS NOT PRESENT (MS PRINCE)
DURING Deal MAKING / CLOSING BY the CAR STORE 2 3 OWNER (FITO) ALVEREZ" IT WAS UNDERSTOOD 4 THAT FUNDS WERE ON "HOLD" BY WALNUT CREEK 5 WELLS FARGO, ~ \$20,0009, ACCOUNT 563-58-8935 6 BANK STATEMENT WAS BASIS of SIGNATURE LOAN, notrage-in or UPFRONT CASH, AXTHONOR OFFERD 7 "Evidence Withold by San Leardro, Detective #222 8 MARED, WALT, FROM DISCOVERY OF DAS ROSS 9 AND HARMAN, BANK STATEMENT 563-58-8395 10 Saun 95 # .... 35 60 11 6.2.6) PURSUANT TO E-mail Notice, BADE MANAGER WAS 12 UN LAWFULLY & EXTENDING "HOLD "ADDITIONAL 13 10 days, 25th Apar 95/Ans. 14 PURSUANT TO CALLAC SIGTO, Deronse is That Ful 15 WERE ON DEPOSIT 563-58-8335 A 15,000 X 10,000 & NOT INSUFFICIENT I BUT TO COURSE-FULL PAY AFRATO 16 & REASONABLE EXPECTATION OF PAYMENT 17 & ACTUALLY believed THE BANK WOULD PAY I 18 4-2266 WHEREIN, AL CAR STORE ALVEREZ, WAS YOUD 19 and NOTICED in chail (Rouded in Decever) 20 THAT PAYMENT WAS ON HOLD THEN PETITIONS 21 WITH NOT GUILTY of CRITINAL ACT PC3476 22 CALJAC 31970 Interner PAYER ABOUT HOLD PEOPLE VE POYET (72) 6 Cal 38 530 23 24 People 1/5 Pugh (02) 164 Cal Apr 4# 66 25 ADDITIONALLY, the CAR STORE WAS NOTICED to PICK-CA 26 THE Vehicle @ SALT LAKE GITY FOR POUR PARTS 27 WHICH ALVEREZ/ PRIDE RESURDE SUA SPONTE, Laty of DOURT, TO NOTICE Letenge 28 and Shears Teb Telegeth PETITION WEST of HABBAS CORPUS Page 697

Arretnelson & low Part A. Feller

Page 15 of 43 Case 5:07-cv-06305-JW Document 5 Filed 01/18/2008 CONTINUES NELSON-HOM - VE POOR COLO - COLORDED GROUND #2; continued 6.t.a) PERSURY of Detective, #222 ALDRED, 175 May 2 UPON SIGNATUON AV VIOLATION DATH & DEMCE, BOD.S.V. 3 Peace Officer #233 THAT CORNET 2 4 CVC \$10851 OCCURED. Whosens, EVEN IF FRAND 5 WAS (FOR SAKE OF ARGREMONT) USED TO OBTAIN CONSENT OF OWNER IT IS FUNDAMIENTAL COMMON LAW 6 THROUGHT INTERSTANCES, A CRIME is NOT COMMINED 7 "BUT DALY a CIVIL ACTION" 228 CA 2d 719 \$ 4 CA 3d 534 8 9 AS CAR STORE OWNER ALAVEREZ, 3ade Confent N230122 Aprel a WALNUT CREEK, CA to PETITIONES. 10 UPON SIGNATURE of Webick -VESSEL 11 - REASSIGNMENT FORM, ID #24173 KOPEN DISCOVERY of ROSS-HARTMAN DOALS 14 PAGE 07) 12 RR. UPON LO-JACK. Addendum to Contract of Sale 13 & INSTALLATION INDION LAND ROVER. DISCOURT 14 to Prevent Thier BY CAR STORE Employees) WWW. CARESTOREUS. COM / RALVEREL. AND.CO 15 16 ESE, UPON, RANGLED KARA FITO) ALVEREZ, OWNER alegeded "the CAR STORE APOLICE REPOR STATEMENT 17 OSAN KRANDED PD, 17th MAY LASTER WESTERN UNION 18 OSasavay Parment was Made for MAY) NIST MAY & WYOMANGS of 4500 19 ROWLING CITY MARKETS Western Union Tie No Intent to description 20 6.1.6) That he Picked (Myself) Petitroner are Home WALNEY CREEK & DEDUK ME to THE CAR STORE, & GAVE (23 MARI) 21 DEIVERY of LAND ROVER, which broke DOWN WITHIN 22 5 minutes (Deserve State us Wheel Lock #2000 Proprie) AT LONGS DRUGS, REPORT 07-19455, OFFICE #195 23 DET ALPRED & 222 PS 3/3 INVEST - FOLLOW LA. FALISIFICATION 24 LREPORTED to Risk MANAGEMENT CITY of SAN headed 25 IN. DA ROSS, WAS NOTICED, 144/AUS THAT WESTERN UNION. INTER STATE, FOUNDS, WERE CONVERTED, BY ALVEREZON PRIOR at al & PCSIBZ, FALSE CRIMEREPORT. 26 27 28 Averand Noer had TION WEST of HABERS CORPUS AND Inclosing Hakon Rock H

Filed 01/18/2008 Case 5:07-cv-06305-JW Document 5 Page 16 of 43 ConTinues NELSON-WOM - VE Prode Colle-Colorado LE PREDIUDICE, WITTHESSED BY NO VEHICLE CODE CHAMON OF PETITIONER, FROM PAIN MEDICATION, OF 1 2 RECENT SURGURY, OF PROST BITE. ON ORABOUT MIDNIGHT 3 \* [ GRAVEVARD SHIFT ETAPLOY MENT 19 AUG (PDST) TO ALVOID 4 HEAT-SPRIL of 100° TEMPARTHEES ON WISD & METAL JOBS 5 FORGERIG (BUTCK SMITHING) OF RAIL SECTIONS SINCE 6 N15 Balvo7 @ Denuer - LITTLETON BOIEZ O 7-11 STORE Couth Land Core Rono Nevada/ Tahoo) Tohom we are Suz Contentor for 8 Dervers, ALAMARDIA BLUD CHWYRE SITES V CON & COUNTY &UNION PACIFIC RAILROAD YARDS, VIA-DUCT LOVER-COOSSING. 6B) UNLAWFUL SEARCH / SEIZURE, VIOLATION OF CIVE! RIGHT (5) 42 15 51983, Calif Constitution Acricle 1 12 PROMULGATION of MAGNA CARTA-HABRAGE ACT, WILLFUL 13 OPPRESSION, OBSTRUCTION of JUSTICE PCBIBE, & ASSOCIATED 14 DENIAL of SOCIETY " of FRIENDS / TOOKS/ FAMILY, LE 15 IN LEGAL RESOURCES of FARRETTA MOTION, PED-PER ORDES 16 CAME / GOLDRADO / US EVIDENCE CODES 17 I. DISCOVERY OF RESTUTION WARRANT DOBSES 18 15 & WAS FRUITS of POISION TREE, FILED ZO MENTS 19 @Midnish+ 15 Aas @ Denvers, ALARREDA BARDOSHUY 25 20 RESULTING IN "FALSE IMPRISONMENT / KIDNAPPING 21 Violation of LINDBISCO ACT INTO STATE SISBIAC 22 PCE182. CONSPIRACY TO DO CHIMINA ACT! BY ALAMEDIA S.O. MR-MS TUCKER'S, DOUBLES. 23 24 ( as REPORTED TO FBIOSANTERNISKO M9-11-07) & TRO 25 6.1 GROUND #2, FALSE CRIME REPORT, CVC BIOBST. 26 SUBJECT OF "Declaration of FROBALE COUSE" FOR No Bail-27 PC 3/381- FUGITIVE WARRANT \$60,0000 HOLD 15th A & ASSOCIATED WIRD-CINCIL-FOX & PROPE FRAND BY "REDERLOW 28 UPON Booking (for \$30) # 1551691 Colorado, Denver P.
Allerd Per Frod Stand Shell Francis Johnson HART of HABITAS COPPES JOHNOCH ATTENDER OF HABITAS COPPED POCK A. Feller

#### 1 Memoriam

Ш 2007. Wilson 25) 820llam, St. lamon.

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al estate ia, Ward country with his nuch of Canada in Mex-



Moss Edward Steele 1917 - 2007 Resident of Antioch

Moss Steele died November 24, 2007 in Antioch at age 90. He was born November 11, He was born November 11, 1917 to Sadie White Steele and Millard Steele in Rossmore, WV. He graduated from Logan Senior High School in 1935.

He worked as a coal miner and later as a mine foreman until 1960 when the family moved to Antioch. He worked as a painter until retiring in 1982. He was a member of Painters and Tapers Union #741 in Martinez.

Moss was a kind, soft-spoken, honest, hard-working man who always provided for his family. He loved baseball, hamburgers and apple pie.

He was preceded in death by son, James Edward, in 2003 and is survived by his wife of 66 years, Natalie; two daughters, Regina Levison (Michael) of El Dorado, CA and Margaret Ramos (Larry) of Antioch; one grandson, granddaughters Jenifer Molinaro (Chris), Lisa Ramos, Kim Ramos (fiance Fred Vasques) of Antioch and Brentwood, and Alexis Levison of Fairfax, CA; four greator ramax, cx, non gitab grandchildren; niece Mary Ann (Bryan) Walthers of San Jose, CA; sisters Marie Ambrose of Detroit, MI, Shirley Amos of Barboursville, WV, and Alice Cheek of Logan, WV; and sisterin-law Elizabeth Steele of Madison. WV

Friends and family are invited to a memorial service on Friday, November 30th, 2007 at Higgins Chapel, 1310 A Street in Antioch. Viewing is at 10:00 a.m.; service is at 11:00 a.m. Burial follows at Oak View Memorial Park Cemetery. morial Park Cemetery

In lieu of flowers, the family requests donations to the American Lung Association of California, 424 Pendleton Way, California 94621, Oakland, www.californialung.com.

**Betty Taylor** Resident of Fairfield/Richmond Funeral 12/1 at Greater Bell Wood Church, Columbus, GA.

Burial at Green Acres Cemetery,



MICHAEL EULER/ASSOCIATED PR

A PLAINCLOTHES POLICEMAN aims his rifle Tuesday night as he patrols in Villiers-le-Bel, a northern Paris suburb overwhelmed by armed bands of rioters torching cars and buildings and firing at officers.

# 'Urban guerrillas' escalate violence in riot near Paris

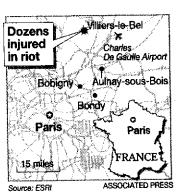
Police arrest 22 youths, say some fired on officers north of capital city

> By Nicolas Garriga ASSOCIATED PRESS

VILLIERS-LE-BEL, France Youths rampaged for a third night in the tough suburbs north of Paris, and violence spread to a southern city late Tuesday as police struggled to contain rioters who have burned cars and buildings and — in an ominous turn shot at officers.

A senior police union official warned that "urban guerrillas" had joined the unrest, saying the violence was worse than during three weeks of rioting that raged around French cities in 2005, when firearms were rarely used.

Bands of young people set more cars on fire in and around Villiersle-Bel, the Paris suburb where the latest trouble first erupted, and 22 youths were taken into custody, the regional government said. In the southern city of Toulouse, 20 cars were set ablaze, and fires at two li-



vious nights. About 1,000 officers patrolled trouble spots in and around Villiers-le-Bel on Tuesday, he said.

The government was striving to keep violence from spreading in what was shaping up as a stern test for new President Nicolas Sarkozy. The unrest showed that anger still smolders in France's poor neighborhoods, where many Arabs, blacks and other minorities live largely isolated from the rest of society.

The trigger of the violence was the deaths Sunday of two minority teens when their motorscooter collided with a police car in Villiers-leon the scene until firefighters arrived.

Rioting and arson quickly erupted after the crash. The violence worsened Monday night as it spread from Villiers-le-Bel to other impoverished suburbs north of the French capital. Rioters burned a library, a nursery school and a car dealership, and they tried to set some buildings on fire by crashing burning cars into them.

Officials have pledged tough punishment for rioters: Eight people were convicted Tuesday in fast-track trials and sentenced to three to 10 months in prison, the regional government said.

Police reinforcements were moved into trouble spots north of Paris on Tuesday. Helicopters flew overhead, shining powerful spotlights into apartment buildings to keep people from leaving their

The situation is under control," aid Denis Joubert, director of public safety for the region surrounding Villiers-le-Bel.

Prime Minister Francois Fillon, who was briefed by police in Villiersle-Bel, said things were "much

Case 5:07-cv-06305-JW Document 5 Filed 01/18/2008 Page 18 of 43 CONTINUES NEISON-WOM - YE PEOPLE COLIF Loborno , ACOS STOL 34A-VA-02-3976 80 acres em E] Count 1, FORGERY-PC\$ 470(2), Check 70552 82 5000 1 LOUNT 2, GRAND THEM AUTO PC & 481(Q) 2 LAND ROUSE (2000) DISCOUSIY 3 Declaration of PROBABLE CHASE, CVC \$10851(8) 4 PE 476 & 496, of SAN LEANDRO POLICE, # EZZ ALDED 5 VALUE \$ 1/5/41.50 (5000\$) = \$6,145 6 DAMED 17 MAY 07 7 al HAYWARD, HAKE of SUSTICE "STATE of GAIT SUPPRIOR" 3 Dept 6) 501 13th Aug - 20 Aug (dry run Extens or) hah Noon DETE 509 27 This, HONDERS SANDES 10 Depto 511-911-913 (2) 25 Sept 07 11 DJ DQB-383/ARX-do6 &-or Hing 464 12 CTI 085 2867/ 1 563-58-8885 13 14 El on or ABour 24th April 17th UNSENTENCED (PLEA WITH DRAWAL) 25 GOT 15 UNKNOWN "OFFER 9 mas County JAML" 16 "Offer 7/3 = 6mos = 19 December Jan HJ UNKNOWN 3 17 Not Gully - Nolo CONTENDERE WITH DROWN 25 Sea 18 NO TRIAL 19 20 O GROUND #1, UNLAWFUL CAR STOP ( fishing expedition (A) PROFILIRS > OF US MIMORNE CORPS, CAMOPHLOGED Dodge 4x4 POWER WAGON, WITH LOAD of MINNING, ICE CZ, 23 DRILLING & WELDING & BROADBAND COMPAQ COMPUTERS) 24 Which was CONVERTED BY ALAMETIA SO, DEDUTIES, 16 PORTEUST 25 MR& MS TUCKER, GRIENENCE # 076 57383, Comp. SAPEROR 26 DENVICE POLICE DOE WMAKI, #26#3. WOKATION "NO LICEAGE PLATELOMA", Which IS EXEMPTED IN MILEARY 27 WEHICKERS), WHERE LICENSK IS AT HEADLAMP HEIGHT, ON THILGH 28 Averad/Veernal PETITION KIRT & HABRAS COPIES Arrel nelson @ Yakon Rock A. Follow

# U.S. frustrates proposal for binding emissions cut

■ Bush administration achieves key victory at U.N. climate conference

**By Juliet Eilperin** 

SHINGTON POST

BALI, Indonesia — U.N. Secretary Ceneral Ban Ki-moon conceded Wednesday the United States had succeeded in achieving one of its key objectives at the climate conference here, blocking a proposal that called on industrialized nations to cut their greenhouse gas emissions by 25 percent to 40 percent by 2020.

Having jettisoned the idea of incorporating specific emissions targets in the framework that will guide international climate talks over the next two years, participants were hoping to find other ways to make meaningful progress here in the two-week-long meeting of nearly 190 nations

Ki-moon, who told reporters the U.N. initial negotiating proposal submitted to the conference might have been "too submitted to the conference might have been "too ambitious," said he and others would work to ensure any climate pact finalized in 2009 will be much more specific than the consensus document that is expected to come

"Practically speaking, this will have to be nego-tiated down the road," he said, adding that the proposal to cut emissions by at least, 25 percent

over the next dozen years reflected the current scientific consensus. There needs to be a target, whether it's a short-term, medium- or long-term"

even as a succession of foreign ministers took the podium to call for bolder action to fight global warming, sparked criticism from developing countries that are predicted to feel the greatest ef-

Robert Aisi, Papua New Guinea's U.N. ambas-sador said he understood why American officials are reluctant to accept binding emissions goals unless rapidly industrializing nations like China, India and Brazil also commit to concrete efforts. But, he added, the United States and other-Western nations are overlooking their historical role in producing greenhouse gases as they indus

trialized. Several leaders of industrialized nations also called on the United States to embrace a specific emissions target now rather than later.

German environment minister, Sigmar Gabriel told the delegates that the goal of reducing emissions by 30 percent by 2020 should not be questioned. Otherwise the industrialized countries lose their credibility. And such a reduction by 30 percent by 2020 should also be acceptable to the United States of America."

#### goal. The Bush administration's victory, which came

fects from a changing climate.

## In Brief





## Mideast peace talks resume

Israeli, Palestinian negotiations kept low key, met with resistance

By Joel Greenberg

CHICAGO TRIBUNE

JERUSALEM — Israeli and alestinian negotiators met sednesday to resume peace iks after an interruption of arly seven years, but spent h of their time trading reinations over Israeli contion in a disputed area of

Case 5:07-cv-06305-JW Document 5 Filed 01/18/2008 Page 20 of 43 CSAA-VIA-2397 CONTINUES NEKSON-WOM-15 People Calif Colorado, Ross Stal FAA-DEAGNED (ISNAVY, ANATOR, Elhed Chara BOUND 1) Patitioner DougLAS "Soude" KAMARKO NELSON i natural Pagon & PRIVATE ATTORNEY GENERAL Tast Delavion, Barl IN Commedia 2 4 ADA, DISABUED - ONE LOGICA - Insulin Dependent DIABETIC 3 2 FICTIONS PERSON, SELF CORP (LD) Calif-Nova Colorado 4 1. LEASED MINNING-DELLING-ROBERD, EASMOONING CONTEACTOR 5 A gar Engineering # A 363736, Kings Beach - Inchine Village, Care Busses Sost Represe MESLON 6 7 dob Retred Hanson 8 Pacific Ring of FIRE, HEADQUARTERS 50+ YEARS @ WARNET CREEK, 6 74594 Calif D. L. BYSHBIB I.D. WYOMING & ColoRARO & MISSOUR. 10 ( all 7 Denver, Coloroso DEX in Welding (Bux Smith) - Reses 11 2) ARRIST, / Hale Midnight, Misseria Rimer Filledge 4X4 Power Wason 12 25, Deno Country Consenso on 13 14 ALAMADIA COUNTY ROSTITUTION (DOB 383) DISTORS WARRANT 15 & INACCORAGED @ DOWER COUNTY Jail - HOSPITAL LAUG - 10AGG 16 IS Extendite PCS 1381 To ALAMADIA (Santa Rita -CAMP PAIRS) 17 FIXADMINISTRATIVE SEGRAGATION VIO UNITED AIRCHES 18 DOWNES MR-MSTUCKER ALANGEDIA SHERRET. 10th Aug Roll 19 SA (Because of ADA handrow PROSTETICS RIGHTLES) 20 3) Castooy is CRIMINAL; FOR 9 VISA-VISA CIVILS do TION 21 UPON OUR PLOTICE emailed of INTENT to FILE SAITE 22 TENT (PROVIDED in Discovery 14th Aug, DA ROSS et al) Exhibit-23 (15 Tol May & CAR STORE, OWNER ALAVERED & Western Union - Safewar 24 STOCK, (MAY PAYMENT \$1009 ) Now Convered By ALVERT-stal 25 NOW COING BASINESS AS RALVERTO Ad. COM 276-34140 000 26 a) DESPITE GRANT & SIGNATURE LOAN # 2896 489 \$ 5000 PROMISSION 27 Note #70552, Receipted #0568 Backed Wellstanson = #352 28 BANK STATEMENT, 00114. or 563-58-8335 ACCOUNT DWARD Vertical Petition Wer & HABEAS CORPUL

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# CONTRA COSTA

Friday, November 9, 2007

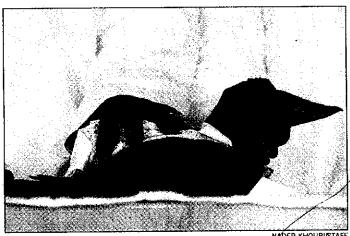
ContraCostaTimes.com

TIDES CARRY FUEL IN ALL DIREC

# 58,000 gallons of oi



A SKIMMING BOAT cleans the water under the Golden Gate
Bridge in Marin County on Thursday after an oil spill Wednesday.



A SURF SCOTER BIRD is stabilized at Fort Mason in San Francisco on Thursday after being caught in an oil spill Wednesday.

WORK contair

MAJOR BAY AREA OIL SPILLS

The state of the s

■ 2007: About 58,000 gallons spilled into San Francisco Bay after a ship struck a tower on the Bay Bridge.

■ 2004; More than 120,000 gallons

spilled in Sulsun Marsh from Kinder Morgan pipeline:

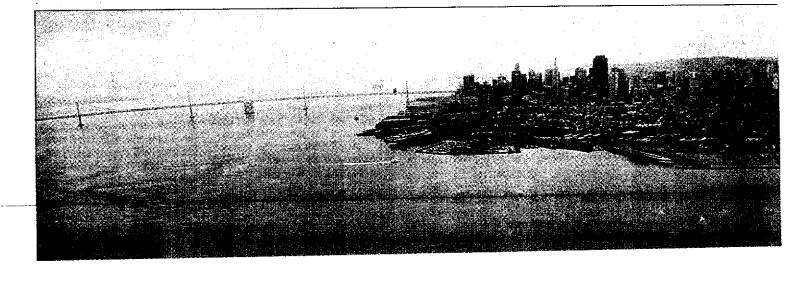
■ 1996: 40,000 gallons spilled from a military vessel near Pier 70.

■ 1988: 400,000 gallons spilled when Shell refinery drain fine broke.

■ 1984: 1.5 million gallons spilled just outside the Golden Gate Bridge when

■ 1971: 840, two Standard ■ 1937: 2.7 t

an explosion

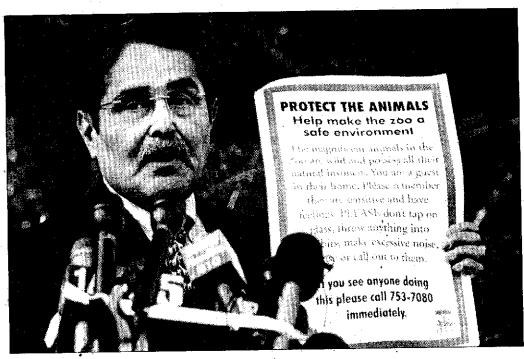


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#### **EXECUTIVE** DIRECTOR MANUEL MOLLINEDO

of the San Francisco Zoo shows a copy Wednesday of new signs that will be posted around the zoo. The new signs direct visitors to respect the animals.

MATHEW SUMNER — Staff



## San Francisco Zoo director defends response

TIGER, from News 1

Already the two sides are posturing: On Wednesday, zoo officials held a news conference ostensibly to announce the reopening of the zoo today after eight days of lockdown since the tiger killed one young man and injured the two others. But they used the media spotlight to refute Geragos' claims that 200 employees were hesitant to act when his clients frantically sought help from the rampaging tiger. To the contrary, zoo director Manuel Mollinedo told reporters, his employees were "heroic." (He couldn't elaborate on that heroism, unfortunately, he said, because of the ongoing investigation.)

But he did address the million-dollar question Did the young men taunt the figer? It's an assertion flatly denied by Geragos, who last made news in the Bay Area when he represented Scott Peterson, who was convicted in Redwood City in 2004 of murdering his wife. He also briefly represented pop star Mi-

chael Jackson.

Mollinedo — who has acknowledged that the tiger exhibit wall is four feet below national guidelines — indicated below national guidelines — indicated again that he believes that the tiger was

"All I know is that something happened to provoke that tiger to leap out of her exhibit," Mollinedo said. "The police are investigating it and until they can come up with some definitive answers, it would only be speculation on

my part at this point."

The case has led to rumors published in the New York Post and elsewhere that one or more of the young men — brothers Paul and Kulbir Dhaliwal and their friend, 17-year-old Carlos Sousa Jr., who was killed used slingshots to taunt the animal. But police told MediaNews on Wednesday they had no evidence of either.

Zoo employees did find an empty vodka bottle in the brothers' car, said the zoo's newest hire, Sam Singer, who has been the spokesman for such newsmakers as 49ers owners John and Denise DeBartolo York and the former mistress of San Francisco Mayor Gavin

But whether the trio had been drinking before going into the zoo won't be known until after the results of toxicology tests are released, San Francisco police Sgt. Steve Mannina said

The case has drawn scores of media, from NBC's "Today" show to CNN, to the zoo as well as to Pipe Dream Cour the east San Jose cul de sac full of tightly-packed duplexes where the Dhaliwals — ages 19 and 23 — live with their parents. But the Dhaliwals have kept their blinds shul and haven't answered knocks on their door. The brothers were reportedly reluctant to talk to police as well as to the Sousa family, who have tried repeatedly to talk to them about what happened at the zoo

As much tragedy and intrigue sur-

round the sensational case, legal experts say they wouldn't be surprised if the case never goes to court. Since the city of San Francisco will be the pri-mary defendant, it is likely to settle.

But the case will revolve around two fundamental issues: liability and dam-

No matter what the young men might have done to provoke the tiger, legal experts say the zoo is responsible to keep the tiger confined. If it escapes, the zoo is "strictly liable," said Peter Keane, law professor at San Francisco's Golden Gate Law School.

'If you have a wild animal and you keep it and it gets out of your control, you're liable," said Peter Keane, law professor at San Prancisco's Golden Gate Law School.

However, he said, any evidence of taunting could influence how much the zoo pays out in damages to the victims. If the case goes to court and a jury believes the men taunted the tiger and were partially responsible for the attack, the amount of the jury award can be reduced.

"If they just stood there and said, 'Nah nah nah nah nah nah, you're a lousy tiger,' that would be one thing," Keane said. "The taunting itself would have to be some kind of conduct that a reasonable person would know would be dangerous, like going up on top of the fence and trying to lure the thing out. It would have to be more than throwing peanut shells at the tiger." ATTE 4 Nolson @ Yakon

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East Bay coul been bracing for clearing storm d creeks and prep flood-prone area

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Case 5:07-cv-06305-JW Document 5 Filed 01/18/2008 THE LAW OFFICES OF DIANNE D. PEEBLES ATTORNEY AT LAW D. PEEBLES ONE KAISER PLAZA, SUITE 750, OAKLAND, CALIFORNIA 94612 TELEPHONE (510) 832-8700 FACSIMILE (510) 836-2595 DIANNE D. PEEBLES DPEEBLESLAW@COMCAST.NET October 24, 2007 Douglas Nelson P.O. Box 4976 (Walnut Creek, CA 94595 TRUSKE URESTE Suk (925) 828-4151 C Douglas Nelson 5325 Broder Road #ARX006 Jublin, CA 94568 15 Re: Douglas Nelson
Claim Number: 02-397-500-0 Falso ARREST BY CASA @ 7-11 Alenda Blub 19/18 07 DOL: 12/18/06 ſQ. Dear Mr. Nelson: 18 I am in receipt of your correspondence and respond thereto. I cannot reply to the demands in you letter at this time as I need additional time to obtain your Examination under Oath. I am presently working with Santa Rita in order to take your Examination under Oath while you are incarcerated. I will notify you of the date once I have received clearance. I anticipate scheduling your Examination under Oath within the next thirty days. Thank you. Very truly yours, THE LAW OFFICES OF DIANNE D. PEEBLES DIANNE D. PEEBLES, ESQ. Conplaint  $\mathcal{D}$ 

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Poring over the logs of hun-

By Mike Taugher

mew something was wrong. ugboat captain Kevin Bartoo

The numbers were just too

Wednesday, December 26, 2007

ContraCostaTimes.com

Page 27 of 43 E-WASTE NOT: Recyclers gear up for deluge of hint DOUGLAS NELSON #ARXOO6
ALAMEDA COUNTY JAIL
5325 BRODER BLVD DUBLIN CA 94568-3309 \*\*\*\*\*\*\*\*\*\*\*\*\*\*SCH 3-DIGIT 94 Volume 96, Number 209

TIMES WATCHDOG . AN EYE ON YOUR PUBLIC AGENCIES

receive state's second-largest whistle-blower reward Miner credited with saving taxpayers millions wil more sand than the logs showed low. He knew he had mined It was not the first time he had ship at work, decided to call the Bartoo, dismayed and anxious about a recent change in ownerlects royalties from sand comagency that issues leases and col-

covery of what prosecutors six years of litigation and the dis Lands Commission set in motion panies. That phone call to the State

fered a brief look at the books.

"All of a sudden, I realized

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his employer's office, he was of-

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It was seven years ago and ing to millions of dollarswas a taxpayer rip-off amoun

tematically underreported the a pricing structure that hid profamount of sand they mined, buil prosecutors said, companies sysits from the state and stole sanc Beginning in the early 1990s

that amount, making the self-described "sand pirate-turned-whistle-blower" the recipient of the Bartoo, 48, got \$12 million

Contra Costa Superior Court, they agreed to pay \$42.2 million settlement approved Dec. 6 in ing with lease requirements. to indicate that they were com Bartoo called state officials seemed doing and said an audit done after The companies de der California's wh second-largest pay

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Kathy Searles



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"People came through. The generosity has been overwhelming."

Diding bill animal at officials said

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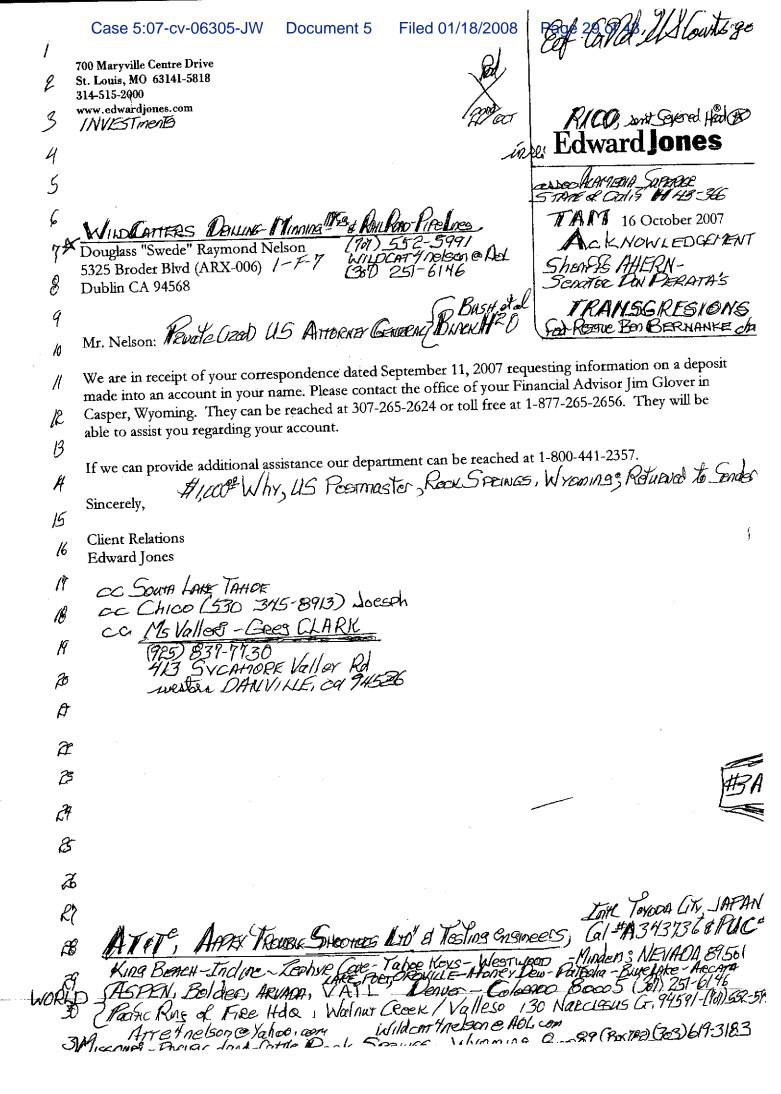
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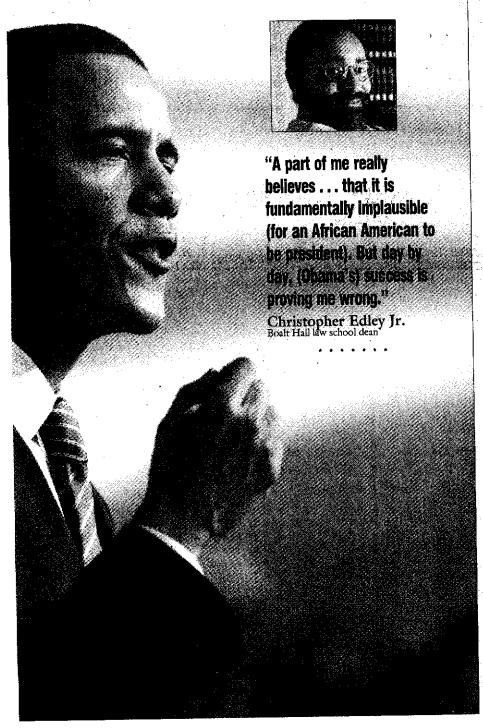
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space. For decades, there has been a rolling conversation in black political circles about who and when and how to run for president. In 2000, President Clinton's former chief adviser on race, Christopher Edley Jr., was asked to speculate about the prospects of a black president by 2020.

"I'm pessimistic about that," said Edley, who by then had returned to his Harvard Law School professorship. "I think we will see a woman or Latino before we see an African American.'

It wasn't just that Edley had peered over the horizon and taken note of the growing

Please see OBAMA, News 9



# to raise tiger wall

Filed 01/18/2003 Page 80 of 43 11 S

Current barrier about 3 feet less than recommended height in some areas

By Kristin Bender STAFF WRITER (

OAKLAND - In the wake of the recent tiger mauling at the San Francisco Zoo, the Oakland Zoo will also build a higher fence around its tiger

The height of the wall at the Oakland Zoo that encloses two female tigers ranges from 13½ to 16 feet in different areas, Oakland Zoo Executive Director Joel Parrott said. There is a Bengal tiger weighing 230 pounds and a Siberian-Bengal mix weighing 305 pounds.

The Association of Zoos and Aquariums, a national accrediting body for zoos, recommends that walls around a tiger exhibit be at least 16.4 feet high. That is a guideline, not a requirement.

"It's not like the last foot or so is the difference between escape or no escape, but we are not interested in play-

ing it that close," Parrott said Friday.

Following the Christmas Day attack, which killed a boy and badly injured two men, San Francisco Zoo officials acknowledged that the wall around the pen from which Tatiana the tiger escaped was just 12% feet high. Zoo officials had previously said it was 18 feet high.

In Oakland, Parrott said zoo officials are discussing how much to raise the barriers and what materials

D. ROSS CAMERON - Staff A TIGER paces at the Oakland zoo Wednesday

use. HT T / (d) no file. There is currently a chain-link lence around most of the tiger pen. A concrete wall encloses

about a quarter of the exhibit.

"As a result of (the San Francisco incident) we are going to make adjustments to increase it."

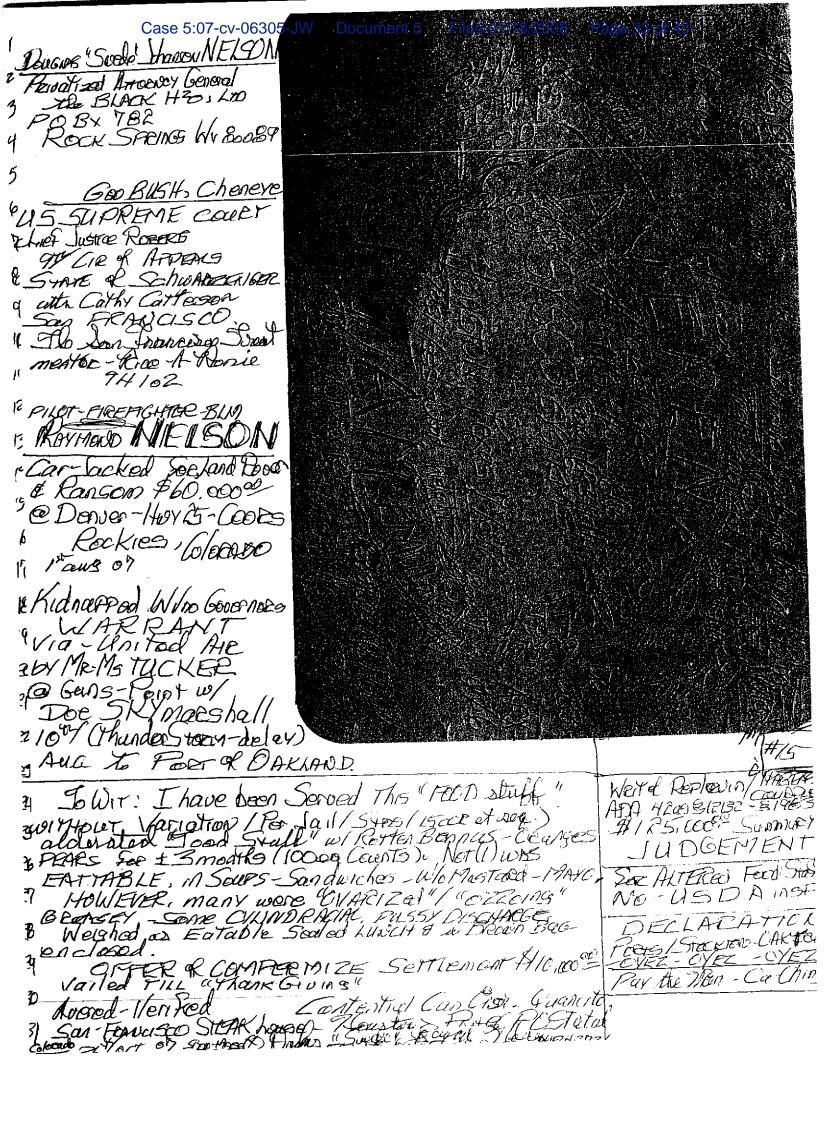
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Document 5

Case 5:07-cv-06305-JW



# Bush uses 'pocket veto' against defense policy bill

■ President objects to provision that would 'imperil' Iraqi assets, setting up confrontation with Congress

By Ben Feller

ASSOCIATED PRESS

CRAWFORD, Texas - President Bush on Friday used a "pocket veto" to reject a sweeping defense bill because he dislikes a provision that would expose the Iraqi government to expensive lawsuits seeking damages from the Saddam Hus-

In a statement, Bush said the legislation "would imperil billions of dollars of Iraqi assets at a crucial juncture in that nation's reconstruction

The president's objections were focused on a provision deep within legislation that sets defense policy for the coming year and approves \$696 billion in spending, including \$189 billion for the wars in Iraq and Afghanistan. Also in the legislation were improved veterans benefits and tighter oversight of contractors and weapons programs.

The pocket veto means that troops will get a 3 percent raise Jan. 1 instead of the 3.5 percent authorized by the bill.

Bush's decision to use a pocket veto, announced while vacationing at his Texas ranch, means the legislation will die at midnight Dec. 31. This tactic for killing a bill can be used only when Congress is not in session.

The House last week adjourned until Jan, 15; the Senate returns a week later but has been holding brief, often seconds-long pro forma sessions every two or three days to prevent Bush from making appointments that otherwise would need Senate approval.

Brendan Daly, spokesman for House Speaker Nancy Pelosi, D-San Francisco, said, "The House



rejects any assertion that the White House has the authority to do a pocket veto.

When adjourning before Christmas, the House instructed the House clerk to accept any communications from the White House during the break.

A Democratic congressional aide pointed out that a pocket veto cannot be overridden by Congress and allows Bush to distance himself from the rejection of a major Pentagon bill in a time of

In a message to Congress, the president said he was sending the bill and his outline of objections to the House clerk "to avoid unnecessary lit-igation about the non-enactment of the bill that results from my withholding approval, and to leave no doubt that the bill is being vetoed.

Democratic aides said they have not ruled out any legislative options, including dropping the language on lawsuits against Iraq and sending the rest of the bill back to Bush.

The sponsor of the contested provision, Sen. Frank Lautenberg, D-N.J., said the provision would allow "American victims of terror to hold perpetrators accountable plain and simple."

Senate Republican Leader Mitch McConnell of Kentucky called on lawmakers to "move rapidly to fix this section" when Congress returns in January so that the underlying bill can be signed,

Democratic congressional leaders complained that Bush's move was a last-minute stunt because he had never indicated his intention to veto the



AN IRAQI MAN RECOVERS from Friday. The man is one of at middle of a busy market, killing

# Baghdad ( scores a

■ Two teens and boy, 6 among those killed

By Kimi Yoshino

BAGHDAD, Iraq bomb exploded in the city's busiest intersection Friday, killing at least eight people and injuring 64 others, und scoring the violence still facing Iraq despite a steep drop in attacks in recent month.

Like a similar explosion last month at a popular pet market, the blast at central Baghdad's crowded Tahrir Square came on a day when many Iraqis were running errands and patronizing local vendors.

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A 6-year-old boy and two teenagers were among those killed in the latest explosion, not far from one of the main, heavily guarded entrances to the Green Zone, police said. Officials provided conflicting numbers, with some putting the death toll as high as 14.

Witnesses told police that street vendors noticed a man in his late 20s parking his car

# Town seeks to jail Bush, Cheney

By Dave Gram

SOCIATED PRESS

MONTPELIER, Vt. - President Bush may soon have a new reason to avoid left-leaning Vermont: In one town, activists want him subject to arrest for war crimes.

A group in Brattleboro is petitioning to put an item on a town meeting agenda in March that would make Bush and Vice President Cheney subject to arrest and indictment if they visit the southeastern Vermont community.

This petition is as radical as the Declaration of Independence, and it draws on that tradition in claiming a universal jurisdiction when governments fall to do what they're supposed to do, said Kurt Daims, 54, a retired machinist leading the drive.

As president, Bush has visited every state except Vermont.

The town meeting, an annual exercise in which residents gather to vote on everything from fire department budgets to municipal policy, requires about 1,000 signatures to place a binding item on the agenda.

The measure asks: "Shall the Selectboard instruct the Town Attorney to draft indictments against President Bush and Vice President Cheney for crimes against our Constitution, and publish said indictment for consent ation other municipalities?

The White House did not immediately

to requests for comment Friday.

Case 5:07-cv-06305-JW Document/5/	Filed 01/18/2008 Page 35 of 43
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Sharon Rocha Mother of Laci Peterson

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Which brings me to, what do I think about lethal injection? I just have one question: Who came back and said how bad it hurt? Honestly, did they give any thought to the person they murdered, which is the reason they're sitting there on death row, whether it was cruel and unusual? So it's hard to have any empathy whatsoever for those people.

#### On gravesite of Laci and Conner:

It's sad you have to visit your child at a cemetery, that anybody should have to do that. (I go there) just to have a little peace, many times, when I find myself getting really, really upset about what has happened. It seems a little odd, but it's almost as if she's saying, Mom, it's time to go out to visit me.' If I go out there, for some reason, it calms me down and I feel much better afterward. That's my therapy.

I actually thought prior to this that I would understand how a parent would feel if they lost a child, but you really don't know the feelings, the emotions you go through. You think, 'Oh my gosh, am I ever going to get over this? What's wrong with me? Why can't I get out of bed today? Why can't I have a clear thought?' Those are different stages you go through. In talking to other people, it seems that is just the course of what you go through.

NOTIFICATION OF APPLICATION FILING BY PACIFIC GAS AND ELECTRIC COMPANY (PG&E) FOR APPROVAL TO RECOVER IN RATES THE COST OF THE SMARTMETER PROGRAM UPGRADE

What is the SmartMeter Program Upgrade?

The SmartMeter Program Upgrade is a proposed upgrade to Pacific Gas & Electric Company's (PG&E) Advanced Metering Infrastructure (otherwise known as "SmartMeter") program. PG&E believes that the upgrade will provide benefits to our customers and further the State's energy conservation policies.

In Decision 06-07-027, the California Public Utilities Commission (CPUC) approved PG&E's current SmartMeter Program, which is installing advanced meter technology to allow PG&E to remotely reach customer meters and to record hourly electricity use and daily gas use. # 2005/983

PG&E believes a few upgrades to its current SmartMeter Program are appropriate and timely. These recommended upgrades are consistent with the CPUC's desire to use advanced technology to enhance customer involvement in energy demand management and improve energy conservation throughout the state of California. 4205c512132

What is this Application filing about?

On December 12, 2007, PG&E filed an application with the CPUC, requesting authority to recover approximately \$623 million in electric rates to upgrade PG&E's SmartMeter Program. The upgrades

an integrated load limiting connect/disconnect switch;

a LGRESTO Notwork (HAN) gateway device to enable two prices with customer applicance two-way communication of electricity data and prices with customer appliances and other devices; and

installing solid state meters that would support the previously-mentioned functionality

PG&E's request is for future rate recovery through electric distribution rates, beginning January 1, 2009, and continuing for 15 years. In this application PG&E is requesting cost recovery for the full cost of the SmartMeter Ensign -Upgrade Project from customers.

Does this mean rates will increase?

COURENMENTAL Yes. Electric distribution rates will increase as early as January 1, 2009, for the SmartMeter Upgrade Project. The increase to electric distribution rates will increase charges for both bundled electric customers (customers who receive electric generation as well as transmission and distribution service from PG&E for customers that purchase electricity from other suppliers (e.g., direct access customers). Rossel Hayw

If the CPUC approves PG&E's request, bills for bundled electric customers who use less than 130% of their baseline allowance would not increase. The bill for a typical bundled customer using 550 kWh per month would increase \$0.26 from \$71.92 to \$72.18. The bill for a typical bundled customer using approximately twice the average baseline allowance, or 850 kWh per month, would increase \$1.87 from \$149.03 to \$150.90 per month. Individual customers' bills may differ.

PG&E will provide an illustrative allocation table of the increases among cuetomer classes in its proposal in a bill insert to be mailed directly to customers beginning in January, 2008.

#### THE CPUC PROCESS

The CPUC's independent Division of Ratepayer Advocates (DRA) will review this application filing, analyze the proposal and present an independent analysis and recommendations for the CPUC's consideration Other parties may also participate.

The CPUC may hold evidentiary hearings where the parties of record present their proposals in testimory and are subject to cross-examination before an Administrative Law Judge. These hearings are open to the public, but only those who are parties of record can present evidence or cross-examine witnesses during US DIST COURT NOT-63-5 evidentiary hearings.

After considering all proposals and evidence presented during the hearing process, the CPUC will issue a draft decision. When the CPUC acts on this application, it may adopt all or part of PG&E's request, amend or modify it, or deny the application. The CPUC's final decision may be different from PG&E's proposed application filing.

#### FOR FURTHER INFORMATION

details call PG&E at 1-800-743-5000 • Para más detailes llame 1-800-660-6789 詳情講致電 1-800-893-9555 ◆ For TDD/TTY(speech-hearing impaired) call 1-800-652-4712

You may contact the CPUC's Public Advisor with comments or questions

Public Advisor's Office

505 Van Ness Avenue, Room 2103

San Francisco, CA 94102 1-415-703-2074 or 1-866-849-8390 (toll free)

TTY 1-415-703-5282 or TTY 1-866-836-7825 (toll free)

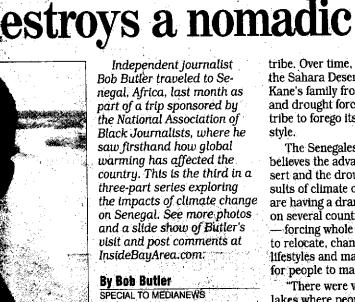
E-mail to public advisor@cpuc.ca.gov

If you are writing a letter to the Public Advisor's Office, please include the application to which you are referring. All comments will be circulated assigned Administrative Law Judge and the Energy Division staff

THE WINDLOW

alas

#### Please see **STORMS**, News 7



DAROU FAL, Senegal a boy. Pathe Kane's family farmed a large plot of land on which sat deep lakes filled with wildlife.

In his youth, Ousney Sow wandered the land raising cattle with his Fulant nomad

tribe. Over time, sand from the Sahara Desert drove Kane's family from its farm, and drought forced Sow's tribe to forego its nomadic lifestyle.

The Senegalese government believes the advance of the desert and the drought are results of climate change that are having a dramatic impact on several countries in Africa forcing whole communities to relocate, changing entire lifestyles and making it harder for people to make a living.

"There were very, very deep lakes where people were doing fishing. All these depressed areas (valleys) were lakes originally," said Kane, 56, fondly recalling what his home was like during better times. "This area was so beautiful that the

Please see CHANGE, News 7



D. ROSS CAMERON

RAY BATH, a line clearance worker for Davey Tree, trims trees Wednesday along Hampton Road in Piedmont. With a major winter storm bearing down on the Bay Area, PG&E amped up preparations to alleviate expected outages, including clearing trees away from vulnerable power lines

What to do:🊜

National Weather Service forecasters are calling for wind gusts up to 30 mph today with gusts reaching 45 mph Friday, when the storm is expected to be strongest. Forecasters expect at least 2 inches to 4 inches of rain throughout the Bay Area, with as much as 6 inches expected in the Oakland and Berkeley hills and Mount Diablo. A dusting of snow is also expected on Mount Diablo and Mount Hamilton. Here's what you can do too prepare:

- ( -> Check and clean drainage systems.
- near storm drains.
- 3 Keep natural waterways such as creeks and ditches free from obstructions.
- Report flooding problems to your local public works agency.
- Call Pacific Gas and Electric at 800-PGE-5002 to report power outages or get updates on power restoration efforts, information on storm prepared ness is also available at www.pge.com/stormoutages. WANDING TO SOUTH SON CO As,

Sandbags are available for residents of unincorporated Alameda County. Call 510-670-5500

Please see PREPARING, News 7

### NSIDE

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Obituaries	Metro 4
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Wonderword	Living 2
Business	inside Metro

#### Forecast

watch

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Rain likely Highs: mid-50s Lows: lower 50s

> Details on Living 8





#### Lantos has cancer, intends to retire



U.S. Rep. Tom Lantos, D-San Mateo (left), said Wednesday that he has been diagnosed with can: cer of the esopha-

Longtime

gus Lantos, 79, intends to finish his 14th two-year term while undergoing treatment but will retire at the end of 2008.

Alameda County Sheriff's Office - Santa Rita Jail	INMATE MAIL "RETURN TO SENDER" NOTICE A RESE	Inmate's Name 1/2001/ Doulout S	urned to AMA dello existing the following reasons:	AND: IS ANY ITEM OR ARTICLE NOT ISSUED BY THE FACILITY, PURCHASED AT COMMISSARY, PURCHASED THROUGH APPROVED BY THE DIVISION COMMANDER OR HIS/HER DESIGNEE.
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Blank writing paper/stationery, envelopes, stamps, cards - pens, pencils, marking pens, crayons.

Money orders are acceptable made out to Alameda County Sheriff's Office only, C/b inmate's name and PFN#. No cash, personal, payroll, tax

Material referring to drugs/manufacturing of weapons/violence

Item is too difficult to inspect without tearing/damaging

Item over the maximum jail size (81/2" x 14")

Inmate to inmate correspondence

Plastic or laminated items, stickers, string, tape, paste, or glued surfaces (home made cards)

Obscene/sexually explicit material refund or social security checks.

Questionable substances or stains Polaroid pictures

Reading material (not to exceed six items), must be mailed by an "on-line" bookstore or directly from the publisher (Books, magazines, comics, word puzzles, newspapers, religious pamphlets). No hard cover books.

Wire bound items, coins, metal, jewelry, and musical cards

Canar DISTRIBUTION: White: File

# g for the unmarried couple

#### THOUGHT FOR THE DAY

ocrastination gives you something in look forward to." — JOAN KONNER

for you if you're incapacitated and unable to do so yourself. Unless your significant other is named under this document, he or she will have no legal say in what happens to you. Family members will make the decisions.

#### NURABLE POWER OF ATTORNEY FOR PROPERTY MANAGEMENT

This document is used to appoint an agent to manage your money and other assets. Usually, this document is effective only if you are incapacitated. Again, unless your significant other is named in this document, he or she will have no legal say in managing your assets while you're incapacitated. However, the management of

ang your assets while you're incapacitated. However, this document does not cover the management of assets in a living trust, as explained below.

If you haven't signed this type of power of attorney (and/or created a living trust), your incapacity may cause a court proceeding known as a conservatorship to manage your assets. This means that you will pay attorneys' fees and you will have a court making some decisions on your behalf. There is the possibility that some unwanted relative will eventually be appointed as your financial representative in the conservatorship to make decisions about your anoperty.

property
You may want to create and sign another document, known as a Nomination of Conservator, to rhame your significant other as the person to make your personal day-to-day living decisions if you are incapacitated.

#### WILL AND LIVING TRUST

A will is a legal document that names: Your legal representative at death

The guardian of your children

☐ Who will inherit certain assets after you die

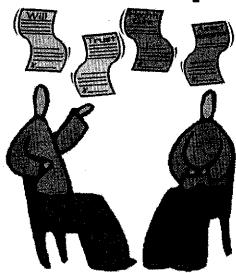
You can add trust provisions within your will to establish guidelines on how your assets are managed after your death. The assets controlled by your will may be subject to probate and are public knowl-

A living trust is a legal document spelling out the management and distribution of your assets held within the trust both while you are alive and after you die. It is optional within your estate, but there are some special advantages to using a living trust for unmarried couples.

nor unmarried couples.

Assets held within a living trust may avoid the probate court altogether upon your death, while assets governed by your will usually do not.

A living trust also provides more privacy about your assets and your beneficiaries than a will. Wills



(and the assets governed by them) are available to the public through court records, whereas asse held in a living trust are confidential. With a will, neau in a living trust are confidential. With a will, your family members may receive notices and information about your estate that they wouldn't receive if you had a living trust. This can be very important if you're leaving all your assets to your significant other and none to your blood relatives.

Although living trusts are generally confidential

Although living trusts are generally confidential, your state's laws may allow both trust beneficiaries and heirs who are not beneficiaries to receive a copy of your living trust document and asset infor-

If you decide to use a living trust, you still need a will. If you don't have a will and living trust in place, your state's laws will effectively take over and name your beneficiaries. Your significant other will not be on the state's preferred list of beneficiaries; your blood relatives are the favored choices.

In other words, without a will and trust in place, your loved one may be left out in the cold in more ways than one. If you're living together in your house or condo, the beneficiaries of the estate may insist that your loved one move out right away or start paying rent.
Your will and trust could address this situation according to your wishes.

#### NAMING GUARDIANS

If you do not have a will with a guardian appoint-If you do not have a will with a guardian appointment, your state gets into the act again in determining the guardians who will raise your minor children and manage assets on their behalf. However, if you've signed a will nominating guardians, the court will generally follow your choice.

There are two types of guardians:

- ☐ Guardians of the estate, who take care of your assets for your minor children
- $\hfill\Box$  Guardians of the person, who will take care of

#### RESOURCE CENTER

www.naepc.org

ww.everestfuneral.com

ww.abanet.org/rppt/public/home.html

www.pallmony.com/resources.html

raising your minor children

Naming guardians is critical if you have children. Without an estate plan, assets passing to minor children will be subject to extra fees and court costs to pay for a guardianship to regulate

Once your children become adults they will receive their entire inheritance in one lump sum, usually at age 18, regardless of whether they are usuany at age 16, regardless of whether they are capable of handling the money. Your estate plan can avoid the court system and provide for a more orderly (and delayed) distribution of assets to your children.

#### HOLDING TITLE

Another issue to consider with your cohabita-tion partner is how the two of you hold title (ownership) to your assets. Title determines whether an asset is covered by your will or pass-

es outside your will.

For example, if your will gives your assets to your children, but you own a house in joint tenancy with your significant other, the house will go to your co-owner and not to your children. Only the other assets will go to your children. Be sure to coordinate title to your assets with your will and/or living trust to get the desired result.

#### BENEFICIARY DESIGNATIONS

BENEFICIARY DESIGNATIONS

Not all of your assets are subject to your will or your living trust. Some assets, such as your life insurance, IRAs and 401(k) already have a beneficiary designation that generally dictates who inherits their proceeds. Such assets are said to "pass outside" of your will or living trust.

If you want your significant other to inherit assets having a beneficiary designation, complete a designation naming him or her as the primary beneficiary. Then be sure to make provisions for

beneficiary. Then be sure to make provisions for the payment of any estate tax due on these assets

in your will or living trust.

Estate planning is a very complex area of personal finance filled with traps and illogical resu if you do not proactively take the right steps. Do not hesitate in seeking out qualified professional assistance in dealing with your estate plans, as this is not a do-it-yourself subject area.



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